



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CHRISTOPHER DANIELS,

Petitioner,

- against -

WILLIAM LEE, Superintendent,

Respondent.  
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17-CV-7922 (AT) (RWL)

**ORDER**

**ROBERT W. LEHRBURGER, United States Magistrate Judge.**

The Court is in receipt of the State's letter regarding Plaintiff's request to amend his petition. (Dkt. 43.) To be clear, the Court's order dated January 25, 2021, did not grant Petitioner's request to amend. Rather, it requested a response from the State to Petitioner's letter at Dkt. 41. (Dkt. 42.) The State now asks for a stay until the final decision issues on Plaintiff's collateral *coram nobis* proceedings. That request is granted. Accordingly:

1. This action is stayed until final decision in Plaintiff's *coram nobis* proceedings.
2. Within seven days following issuance of the final decision in Plaintiff's *coram nobis* proceedings, the State shall file and serve on Plaintiff a letter so informing the Court.
3. Within 60 days following filing of the foregoing notification, Petitioner shall file a supplemental brief addressing any new issues from his collateral § 440 and *coram nobis* proceedings for which he seeks habeas relief.
4. The State shall file its supplemental opposition within 60 days following Petitioner's supplemental brief.

5. Petitioner may file a supplemental reply brief within 45 days following Petitioner's supplemental brief.

To be clear, the supplemental filings may address only new matters raised by the collateral § 440 or *coram nobis* proceedings.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', written over a horizontal line.

ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York  
January 27, 2021

Copies transmitted to all counsel of record and mailed to:

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